

THURSDAY, MARCH 22, 1990

EIGHTY-FIRST LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Rev. Murray Mathis, President, Tennessee Baptist Convention, Murfreesboro, Tennessee.

Representative Fred Hobbs led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 92

Representatives present were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Bragg was excused to attend a meeting of the Executive Committee and U.S./Canada Symposium of the National Conference of State Legislatures.

REPORT OF COMMITTEE ON CALENDAR AND RULES  
March 22, 1990

MR. SPEAKER: Your Calendar and Rules Committee begs leave to report that we have met and set the following bills on the Regular Calendar for Monday, March 26, 1990: House Bill(s) No(s). 2428, 1870, 2092, 2365, 1826, 2364, 2358, 1645, 1941, 1935, 2380, 2115, 2080, 2373 and 1630; Senate Joint Resolution(s) No(s). 96, 463,

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464 and 465; House Joint Resolution(s) No(s). 510; also, House Bill(s) No(s). 2012 and 1850.

We have also set the following bills on the Regular Calendar for Wednesday, March 28, 1990: House Bill(s) No(s). 2530 and 2481.

We further report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, March 26, 1990: House Bill(s) No(s). 1719; also, House Joint Resolution(s) No(s). 695, 681 and 511.

PHILLIPS, Chairman.

**REGULAR CALENDAR**

**House Bill No. 2357 -- Physicians and Surgeons -- Removes special exemption for medical students attending Universidad Autonoma de Guadalajara from application requirements to practice medicine or surgery. Amends TCA, Title 63, Ch. 6.**

Further consideration of House Bill No. 2357, previously considered on March 1, 1990, at which time the bill was reset to the calendar for March 22, 1990.

Rep. Chiles moved that House Bill No. 2357 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

**\*House Bill No. 2178 -- Consumer Protection -- Makes unfair and deceptive acts under the Consumer Protection Act of 1977 criminal. Amends TCA, Title 47, Ch. 18, Pt. 1.**

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Rep. Burnett moved that House Bill No. 2178 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	95
Noes . . . . .	0

Representatives voting aye were: Anderson, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

**House Bill No. 2184 -- Podiatrists -- Increases requirements for licensing of podiatrists; imposes examination fee. Amends TCA 63-3-109, 111.**

On motion, House Bill No. 2184 was made to conform with Senate Bill No. 2234.

On motion, **Senate Bill No. 2234**, on same subject, was substituted for House Bill No. 2184.

Rep. Burnett moved that Senate Bill No. 2234 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND Senate Bill No. 2234 by deleting from Section 1 subsection (a), item (2) in its entirety and by substituting instead the following:

(2) Pay a fee as determined by the board.

AND FURTHER AMEND by deleting from Section 1, subsection (c), item (2) in its entirety and by substituting instead the following:

(2) Pay an application fee as determined by the board.

AND FURTHER AMEND from Section 2, subsection (c) in its entirety and by substituting instead the following:

(c) The board may set an examination fee.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Burnett moved that Senate Bill No. 2234, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1648 -- Law Enforcement Training Academy -- Enacts the "Law Enforcement Management Training Program Act". Amends TCA, Title 8.

Rep. Kent moved that House Bill No. 1648 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, King, Kisber,

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Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

**House Bill No. 1683 -- Alcoholic Beverages --** Decreases number of days a week restaurant must serve meals in order to qualify for liquor license. Amends TCA 57-4-102.

On motion, House Bill No. 1683 was made to conform with Senate Bill No. 1657.

On motion, **Senate Bill No. 1657**, on same subject, was substituted for House Bill No. 1683.

Rep. West moved that Senate Bill No. 1657 be passed on third and final consideration.

On motion, Rep. Love withdrew State and Local Government Committee Amendment No. 1.

Rep. West moved that **Senate Bill No. 1657** be reset to the Calendar for Wednesday, March 28, 1990, which motion prevailed.

**House Bill No. 1861 -- County Government --** Authorizes counties to appropriate funds for low income elderly assistance. Amends TCA, Title 5, Ch. 9, Pt. 1.

On motion, House Bill No. 1861 was made to conform with Senate Bill No. 2139.

On motion, **Senate Bill No. 2139**, on same subject, was substituted for House Bill No. 1861.

Rep. Callicott moved that Senate Bill No. 2139 be passed on third and final consideration.

Rep. Callicott moved to amend as follows:

**Amendment No. 1**

Amend Senate Bill No. 2139 by deleting the following language from the amendatory language of section 1:

(b) The provisions of this section shall only apply in counties having a population of not less than

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58,075 nor more than 58,175 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 1 was adopted.

Rep. Callicott moved that **Senate Bill No. 2139** be reset one week to the Calendar for Thursday, March 29, 1990, which motion prevailed.

**Senate Bill No. 0957 -- Real Property -- Enacts Uniform Conservation Easement Law. Amends TCA, Title 66, Ch. 9.**

Further consideration of **Senate Bill No. 957**, previously considered on March 12, 1990, at which time the bill was substituted for House Bill No. 174 and reset to the calendar for March 22, 1990.

Rep. Dixon moved that **Senate Bill No. 957** be passed on third and final consideration.

Rep. Buck moved to amend as follows:

**Amendment No. 1**

AMEND by deleting subsection (1)(A) and subsection (3)(ii) from Section 66-9-303 of Section 2.

AND FURTHER AMEND by deleting from subsection (7) of Section 66-9-303 of Section 2 the words "charitable corporation, charitable association, or charitable trust,".

AND FURTHER AMEND by deleting subsections (b) and (c) of Section 3 and relettering subsection (d) accordingly.

AND FURTHER AMEND by deleting Section 4 in its entirety and renumbering subsequent sections accordingly.

AND FURTHER AMEND by adding the following new subsection (c) to Section 5:

(c) Nothing in the provisions of this act shall be interpreted to prohibit the right of the holder of a conservation easement to abandon any easement granted pursuant to this act and no person with a third party right of enforcement shall have standing in court or otherwise to challenge such abandonment.

On motion, Amendment No. 1 was adopted.

Rep. Wheeler moved to amend as follows:

**Amendment No. 2**

Amend **Senate Bill No. 957** by adding the following new

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section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. The provisions of this act shall not apply in any county having a population of not less than 67,340 nor more than 67,350 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Dixon moved that Senate Bill No. 957, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	59
Noes. . . . .	23
Present and not voting. . . . .	4

Representatives voting aye were: Anderson, Armstrong, Austin, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Chiles, Clark, Collier, Curlee, Davis (Gibson), DeBerry, DePriest, Dixon, Garrett, Givens, Halteman, Hassell, Herron, Hillis, Hobbs, Holt, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Pinion, Pruitt, Purcell, Rhinehart, Robinson (Hamilton), Scruggs, Severance, Shirley, Stallings, Starnes, Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Whitson, Williams, Wix, Wood, Mr. Speaker Murray -- 59.

Representatives voting no were: Bell, Callicott, Crain, Cross, Davidson, Davis (Knox), Duer, Gunnels, Harrill, Haun, Head, Henry (Roane), Hubbard, Jackson, McAfee, Moody, Robinson (Washington), Sipes, Stamps, Ussery, Wheeler, Winningham, Wolfe -- 23.

Representatives present and not voting were: Gaia, Henry (Putnam), Holcomb, Yelton -- 4.

A motion to reconsider was tabled.

\*House Bill No. 2565 -- Highway Signs -- Provides for directional signs to World Baptist Center in Nashville.

Rep. DeBerry moved that House Bill No. 2565 be passed on third and final consideration.

Rep. Robinson (Davidson) moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 2565 by adding the following at the end of the first section:

Provided however, this section shall become operative only if the federal highway administrator advises the commissioner of transportation in writing that the provisions of this section shall not render Tennessee in violation of federal laws and regulations and subject to penalties prescribed therein.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. DeBerry moved that House Bill No. 2565, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1801 -- Courts, Supreme Court of Tennessee -- Designates at large seats as Part I and Part II. Amends TCA 16-3-101.

Rep. Byrd moved that House Bill No. 1801 be reset two weeks to the Calendar for Thursday, April 5, 1990, which motion prevailed.

\*House Bill No. 2518 -- Charitable Solicitations -- Includes among charitable solicitations certain vending machine sales. Amends TCA, Title 48, Ch. 3.

Rep. Davis (Gibson) moved that House Bill No. 2518 be reset one week to the Calendar for Thursday, March 29, 1990, which motion prevailed.



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House Bill No. 2083 -- Election Laws -- Permits partial paper ballot when voting machine will not accommodate entire ballot. Amends TCA, Title 2.

On motion, House Bill No. 2083 was made to conform with Senate Bill No. 1806.

On motion, Senate Bill No. 1806, on same subject, was substituted for House Bill No. 2083.

Rep. Dixon moved that Senate Bill No. 1806 be passed on third and final consideration.

On motion, Rep. Love withdrew State and Local Government Committee Amendment No. 1.

Rep. Hubbard moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1806 by adding the following language at the end of the amendatory language of Section 1:

Provided, however, in any county having a population of not less than one hundred forty-three thousand nine hundred (143,900) nor more than one hundred forty-four thousand (144,000), according to the 1980 federal census or any subsequent federal census, the coordinator shall permit the placement of candidates in nonpartisan elections for county commission on paper ballots.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Dixon moved that Senate Bill No. 1806, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	80
Noes. . . . .	14
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Clark, Coffey, Collier, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Gaia, Garrett, Givens, Good, Gunnels, Harrill, Hassell, Haun, Henry (Putnam), Herron, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 80.

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Representatives voting no were: Callicott, Chiles, Cole, Crain, Duer, Halteman, Henry (Roane), Hobbs, King, McAfee, Odom, Shirley, Stamps, Whitson -- 14.

Representatives present and not voting were: Head -- 1.

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to aye on Senate Bill No. 1806 and have this statement entered in the Journal.

Rep. Alvin King

**BILL RETURN REQUESTED**

Pursuant to Rule No. 54, Rep. Kisber moved that the Clerk request the return of House Bill No. 1291 from the Senate, which motion prevailed.

**REGULAR CALENDAR, CONTINUED**

Senate Joint Resolution No. 0446 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Michael S. Lacy to Tennessee Claims Commission.

Rep. Naifeh moved that Senate Joint Resolution No. 446 be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	77
Noes. . . . .	14
Present and not voting. . . . .	3

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Gibson), Davis (Knox), DeBerry, Dixon, Gaia, Garrett, Givens, Good, Halteman, Harrill, Hassell, Head, Herron, Hillis, Hobbs, Holt, Hubbard, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nuber, Odom, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 77.

Representatives voting no were: Bittle, Burchfield, Chiles, Davis (Cocke), DePriest, Duer, Gunnels, Henry (Putnam), Henry (Roane), Huskey, King, Niceley, Peroulas, Scruggs -- 14.

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Representatives present and not voting were: Haun, Holcomb, Severance -- 3.

A motion to reconsider was tabled.

#### REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to aye on Senate Joint Resolution No. 446 and have this statement entered in the Journal.

Rep. C. E. DePriest

#### REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on Senate Joint Resolution No. 446 and have this statement entered in the Journal.

Rep. David Shirley

#### REGULAR CALENDAR, CONTINUED

\*House Joint Resolution No. 0642 -- Highway Signs -- Clarifies the distinction between Knights Campground Road and Dixon Road in Bedford County.

Rep. Phillips moved that House Joint Resolution No. 642 be adopted.

Rep. Robinson (Davidson) moved adoption of Transportation Committee Amendment No. 1 as follows:

#### Amendment No. 1

AMEND House Joint Resolution No. 642 by deleting the second resolving clause thereof and substituting instead the following:

BE IT FURTHER RESOLVED, That the designation of these roads by this resolution shall not make the state liable for maintenance or any other costs associated with these roads or their designations herein.

On motion, Amendment No. 1 was adopted.

Rep. Phillips moved that House Joint Resolution No. 642, as amended, be adopted, which motion prevailed.

A motion to reconsider was tabled.

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\*House Joint Resolution No. 0673 -- General Assembly, Statement of Intent or Position -- States opposition to giving larger share of state highway funds to cities for road and bridge maintenance.

Rep. Whitson moved that House Joint Resolution No. 673 be reset two weeks to the Calendar for Thursday, April 5, 1990, which motion prevailed.

House Bill No. 2376 -- Vital Statistics -- Removes fee for obtaining copies of death certificate of veteran. Amends TCA 68-3-207.

On motion, House Bill No. 2376 was made to conform with Senate Bill No. 2437.

On motion, Senate Bill No. 2437, on same subject, was substituted for House Bill No. 2376.

Rep. Pinion moved that Senate Bill No. 2437 be passed on third and final consideration.

Rep. Starnes moved adoption of General Welfare Committee Amendment No. 1 as follows:

**Amendment No. 1**

Amend Senate Bill No. 2437 by adding to the amendatory language of Section 1 the words "is a member of the immediate family of the deceased and" between the words "such copy" and the word "presents".

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Pinion moved that Senate Bill No. 2437, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C.

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(Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

**House Bill No. 1929 -- Handicapped Persons -- Exempts blind vendors from food service permit fee. Amends TCA 68-14-313.**

On motion, House Bill No. 1929 was made to conform with Senate Bill No. 1956.

On motion, **Senate Bill No. 1956**, on same subject, was substituted for House Bill No. 1929.

Rep. Clark moved that **Senate Bill No. 1956** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 93.

Representatives voting no were: Jones, U. (Shelby) -- 1.

A motion to reconsider was tabled.

#### REQUEST TO CHANGE VOTE

**MR. SPEAKER:** Pursuant to **Rule No. 31**, I wish to express a desire to change my original stand from no to yes on Senate Bill No. 1956 and have this statement entered in the Journal.

Rep. Ulysses Jones, Jr.

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REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to yes on Senate Bill No. 1956 and have this statement entered in the Journal.

Rep. Randall Stamps

REGULAR CALENDAR, CONTINUED

\*House Bill No. 2207 -- Alcoholic Beverages -- Gives board discretion to issue permit prior to one year after revocation. Amends TCA 57-5-109.

On motion, House Bill No. 2207 was made to conform with Senate Bill No. 2357.

On motion, Senate Bill No. 2357, on same subject, was substituted for House Bill No. 2207.

Rep. Clark moved that Senate Bill No. 2357 be reset to the next available space on the Calendar for Wednesday, March 28, 1990, which motion prevailed.

\*Senate Bill No. 1627 -- Safety -- Increases fees for electrical inspectors. Amends TCA 68-17-143.

Further consideration of Senate Bill No. 1627, previously considered on March 14 and 21, 1990, at which time the bill was substituted for House Bill No. 1835 and was reset to the calendar for March 22, 1990.

Rep. Rhinehart moved that Senate Bill No. 1627 be passed on third and final consideration.

Rep. Pinion moved the previous question, which motion was withdrawn.

Rep. Haun moved the previous question, which motion prevailed.

Thereupon, Rep. Rhinehart moved that Senate Bill No. 1627 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	77
Noes. . . . .	19

Representatives voting aye were: Anderson, Bell, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Duer, Gaia, Garrett, Givens, Good, Gunnels, Harrill, Hassell, Haun, Head, Hillis, Hobbs, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent,

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Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nuber, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Yelton, Mr. Speaker Murray -- 77.

Representatives voting no were: Armstrong, Austin, Bittle, Bivens, Burchfield, Chiles, Davis (Knox), Halteman, Henry (Putnam), Henry (Roane), Holcomb, Niceley, Odom, Peroulas, Scruggs, Stamps, West, Winningham, Wood -- 19.

A motion to reconsider was tabled.

\*House Bill No. 2584 -- Opticians -- Requires all optician apprentice applicants to send in fee with applications. Amends TCA, Title 63, Ch. 14, Pt. 1.

Rep. Hassell moved that House Bill No. 2584 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

\*House Bill No. 2238 -- Motor Vehicles -- Permits parties in an accident to obtain financial responsibility information about other parties. Amends TCA 55-12-104.

On motion, House Bill No. 2238 was made to conform with Senate Bill No. 2378.

On motion, Senate Bill No. 2378, on same subject, was substituted for House Bill No. 2238.

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Rep. Chiles moved that **Senate Bill No. 2378** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

**House Bill No. 2323 -- Real Property --** Revises definitions; provides for private elements in Horizontal Property Act. Amends TCA, Title 66, Ch. 27, Pt. 1.

On motion, **House Bill No. 2323** was made to conform with **Senate Bill No. 2405**.

On motion, **Senate Bill No. 2405**, on same subject, was substituted for **House Bill No. 2323**.

Rep. Chiles moved that **Senate Bill No. 2405** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L.



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(Shelby), Ussery, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives voting no were: Webb -- 1.

A motion to reconsider was tabled.

House Bill No. 1975 -- Driver Licenses -- Makes photo ID licenses permanent; removes renewal costs. Amends TCA, Title 55, Ch. 50.

Rep. Chiles moved that House Bill No. 1975 be passed on third and final consideration.

Rep. Robinson (Davidson) moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1975 by deleting the words and punctuation in the first sentence of Section 1 "or expired." and by substituting instead the words and punctuation ", provided, however, photo licenses issued to persons who have attained the age of sixty-five (65) shall not expire."

AND FURTHER AMEND by deleting from Section 2 the language "except such licenses do not have an expiration date, but will continue to be valid until cancelled or replaced." and by substituting instead "except such licenses issued to persons who have attained the age of sixty-five (65) do not have an expiration date, but will continue to be valid until cancelled or replaced."

AND FURTHER AMEND by adding between the words "licenses" and "shall" in Section 3 the words "issued to persons who have attained the age of sixty-five (65)".

On motion Amendment No. 1, was adopted.

Thereupon, Rep. Chiles moved that House Bill No. 1975, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Haltzman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard,

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Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

**House Bill No. 1901** -- Veterans -- Extends veterans' benefits to certain persons. Amends TCA 58-3-101.

Rep. Purcell moved that House Bill No. 1901 be passed on third and final consideration.

Rep. Love moved adoption of State and Local Government Committee Amendment No. 1 as follows:

**Amendment No. 1**

Amend House Bill No. 1901 by renumbering the current Section 2 as Section 3 and inserting as a new Section 2 the following:

SECTION 2. The enactment of the provisions of this Act are for the purposes of clarifying state law to make state law consistent with federal law, and will not incur any expenses to the State, in addition to that which the groups provided for under Section 401 of Public Law 95-202 are already entitled under State law.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Purcell moved that **House Bill No. 1901**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom,

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Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

**House Bill No. 2089 -- Witnesses --** Revises rate of witness compensation. Amends TCA 24-4-101.

On motion, House Bill No. 2089 was made to conform with Senate Bill No. 1949.

On motion, Senate Bill No. 1949, on same subject, was substituted for House Bill No. 2089.

Rep. Purcell moved that Senate Bill No. 1949 be passed on third and final consideration.

On motion, Rep. Buck withdrew Judiciary Committee Amendment No. 1.

Rep. Purcell moved that Senate Bill No. 1949 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

Representatives voting no were: Callicott -- 1.

A motion to reconsider was tabled.

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**House Bill No. 2154 -- Telecommunications --** Regulates and restricts use of computerized telephone dialing and announcing equipment. Amends TCA, Title 39, Ch. 17.

Rep. Purcell moved that House Bill No. 2154 be reset to the next available space on the Calendar for Wednesday, March 28, 1990, which motion prevailed.

**CONSENT CALENDAR**

**House Resolution No. 0130 -- Memorials, Congratulations --** Congratulates Ryan Durham on winning 4-H speaking contest.

**House Joint Resolution No. 0722 -- Memorials, Public Service --** Commends GFWC Stones River Woman's Club for twenty-five years of service.

**House Joint Resolution No. 0723 -- Memorials, Professional Achievement --** Honors Judy Rickman, Marshall County's Teacher of the Year.

**House Joint Resolution No. 0725 -- Memorials, Recognition --** Honors Highland Rim Kiwanis Club on tenth anniversary.

**House Joint Resolution No. 0745 -- Memorials, Condolence --** Honors memory of James Howard Schwam.

**House Joint Resolution No. 0746 -- Memorials, Condolence --** Honors memory of Barbara Hope Mynatt.

**House Joint Resolution No. 0747 -- Memorials, Public Service --** Commends Dr. Bob Proffitt on service as election monitor during Nicaraguan elections.

**House Joint Resolution No. 0750 -- Memorials, Personal Achievement --** Congratulates Eva Diana Herald, 1990 Salutatorian of Upperman High School.

**House Joint Resolution No. 0751 -- Memorials, Personal Achievement --** Congratulates Alison Massa Piepmeier as salutatorian of Cookeville High School.

**House Joint Resolution No. 0752 -- Memorials, Personal Achievement --** Honors Bryan Hickey, 1990 Upperman High School valedictorian.

**House Joint Resolution No. 0753 -- Memorials, Personal Achievement --** Congratulates Sherril Lynn Wells, Salutatorian of Monterey High School.

**House Joint Resolution No. 0754 -- Memorials, Personal Achievement --** Congratulates Jennifer Gill, 1990 Monterey High School valedictorian.

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**House Joint Resolution No. 0755 -- Memorials, Personal Achievement -- Honors Patricia Ann Hargis, Valedictorian of Cookeville High School.**

**House Joint Resolution No. 0756 -- Memorials, Personal Achievement -- Honors Anita Faye Wheeler on graduating Third Honors from Upperman High School.**

**House Bill No. 2615 -- Altamont -- Increases number of aldermen; provides for compensation of same. Amends Chapter 664, Private Acts of 1917.**

**House Bill No. 2629 -- Huntingdon -- Revises charter. Amends Chapter 233, Private Acts of 1974, as amended.**

**House Bill No. 2633 -- Blount County -- Extends Blount County Technology Corridor Deveopment Authority. Amends Chapter 180, Private Acts of 1986, as amended.**

**House Bill No. 2640 -- Hamblen County -- Requires obtaining of certain permits by private waste treatment facilities.**

**Senate Joint Resolution No. 0541 -- Memorials, Condolence -- Honors memory of Commander Claiborne T. Selden.**

**Senate Joint Resolution No. 0547 -- Memorials, Retirement -- Honors Justice William Harbison upon retirement from Supreme Court of Tennessee.**

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	98
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes,

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Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

#### **MESSAGE CALENDAR**

#### **HOUSE ACTION ON SENATE AMENDMENTS**

**\*House Bill No. 0628 -- Drugs --** Permits confiscation of property for certain conduct relating to controlled substances. Amends TCA, Title 53, Ch. 11.

Rep. Naifeh moved that the House concur in Senate Amendment(s) No(s). 4 as amended, 5 as amended, 6, 8, 9, 10, 11, 13, 14 and 15 to House Bill No. 628, which motion prevailed by the following vote:

Ayes. . . . .	88
Noes. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Gunnels, Halteman, Harrill, Hassell, Haun, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Hubbard, Jackson, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 88.

Representatives voting no were: Turner, L. (Shelby) -- 1.

A motion to reconsider was tabled.

**House Bill No. 1744 -- Pulaski --** Changes qualifications of city recorder. Amends Chapter 711, Private Acts of 1949.

#### **Senate Amendment No. 3**

Amend House Bill No. 1744 by deleting Section 2 in its entirety and by substituting instead the following new sections:

**SECTION 2.** This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Pulaski. Its approval or nonapproval shall be proclaimed by the presiding officer of the city

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legislative body and certified by him to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.

Rep. DePriest moved that the House concur in Senate Amendment(s) No(s). 3 to House Bill No. 1744, which motion prevailed by the following vote:

Ayes. . . . .	69
Noes. . . . .	27
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Austin, Bell, Bittle, Bivens, Buck, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jackson, Kent, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Phillips, Pinion, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Severance, Shirley, Sipes, Stallings, Starnes, Usery, Webb, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 69.

Representatives voting no were: Armstrong, Burchfield, Burnett, Byrd, Crain, DeBerry, Dixon, Gaia, Henry (Roane), Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, Nuber, Odom, Peroulas, Pruitt, Robinson (Hamilton), Scruggs, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), West, Williams -- 27.

Representatives present and not voting were: Holcomb -- 1.

A motion to reconsider was tabled.

#### COMMUNICATIONS March 22, 1990

Mr. Speaker,

Today, I shall vote against House Bill No. 1744. This bill violates our state's constitution, Article XI, Section 8. Further, in my opinion, House Bill No. 1744 discriminates against qualified residents of Giles County who may have applied for the position of City Recorder.

In good conscience, my vote of "no" reflects my principles of

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protecting the rights of the minority population in this state. House Bill No. 1744 does not give equal protection to all to the citizens in Tennessee.

Sincerely,  
/s/Roscoe Dixon

### MESSAGE CALENDAR, CONTINUED

#### HOUSE ACTION ON SENATE AMENDMENTS

**\*House Bill No. 2557 -- Teachers --** Classifies certain criminal offenses with respect to school personnel. Amends TCA, Title 49, Ch. 6.

#### Senate Amendment No. 2

Amend House Bill No. 2557 by adding the following as a new section immediately preceding the effective date section and by renumbering the effective date section accordingly:

Section \_\_\_\_\_. Tennessee Code Annotated, Section 49-6-2008(a), is amended by deleting the words "public schools" and by substituting instead the words "any school".

Rep. Winningham moved that the House concur in Senate Amendment(s) No(s). 2 to House Bill No. 2557, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Austin, Bell, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.



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UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Whitson, House Joint Resolution No. 673 was withdrawn from the House.

RULES SUSPENDED

Rep. Starnes moved that the rules be suspended for the purpose of introducing and referring to the Transportation Committee House Joint Resolution No. 765 out of order, which motion prevailed.

\*House Joint Resolution No. 0765 -- Highway Signs -- Provides for placement of signs for TVA Raccoon Mountain Project and Williams Island Gulch on I-24 in Hamilton County. by \*Starnes.

Rep. Starnes moved to suspend Rule No. 81(1), relative to the time for placing bills on notice in Committee, so that House Joint Resolution No. 765 can be heard by the Transportation on Tuesday, March 27, 1990, which motion prevailed.

RULES SUSPENDED

Rep. Buck moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 562 out of order, which motion prevailed.

Senate Joint Resolution No. 0562 -- Memorials, Recognition -- Congratulates Tennessee Technological University on its 75th anniversary.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Buck, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Phillips moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 563 out of order, which motion prevailed.

Senate Joint Resolution No. 0563 -- Memorials, Condolence -- Honors memory of Clarence H. Dizard.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Phillips, the resolution was concurred in.

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A motion to reconsider was tabled.

**NOTICE TO ACT ON SENATE MESSAGES**

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Monday, March 26, 1990:

House Bill No. 2510: Rep. Naifeh.

House Bill No. 1797: Rep. Rhinehart.

**SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 713: Rep(s). Burnett and Bivens added as prime sponsor(s).

House Joint Resolution No. 722: Rep(s). Purcell added as prime sponsor(s).

House Joint Resolution No. 723: Rep(s). DePriest added as prime sponsor(s).

House Bill No. 1835: Rep(s). Pinion added as prime sponsor(s).

House Bill No. 1838: Rep(s). Moore (Lawrence) added as prime sponsor(s).

House Bill No. 1901: Rep(s). Turner (Hamilton) added as prime sponsor(s).

House Bill No. 2078: Rep(s). Peroulas added as prime sponsor(s).

House Bill No. 2079: Rep(s). Peroulas added as prime sponsor(s).

House Bill No. 2153: Rep(s). Austin and West added as prime sponsor(s).

House Bill No. 2154: Rep(s). West added as prime sponsor(s).

House Bill No. 2289: Rep(s). Cross added as prime sponsor(s).

**SPONSORS REMOVED**

On motion, Rep. Hobbs was removed as sponsor of House Bill No. 628.

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INTRODUCTION OF RESOLUTIONS

**\*House Resolution No. 0131 -- General Assembly, Studies --**  
Creates house committee to study procedures and administrative policies of TSSAA. by \*Davidson, \*Callicott, \*Head, \*Severance, \*Moore C.

The Speaker referred House Joint Resolution No. 131 to the Education Committee.

**\*House Joint Resolution No. 0726 -- Memorials, Government Officials --** Directs certain state and local agencies to plan a model program based on Middle College High School. by \*Turner L.

The Speaker referred House Joint Resolution No. 726 to the Education Committee.

**\*House Joint Resolution No. 0727 -- Memorials, Government Officials --** Directs submission of report on policies and practices affecting certain personnel engaged in delivery of social services. by \*Armstrong.

The Speaker referred House Joint Resolution No. 727 to the General Welfare Committee.

**\*House Joint Resolution No. 0728 -- General Assembly, Statement of Intent or Position --** Supports non-restrictive medicaid drug formulary. by \*Dixon.

The Speaker referred House Joint Resolution No. 728 to the General Welfare Committee.

**\*House Joint Resolution No. 0729 -- General Assembly, Statement of Intent or Position --** Expresses commitment to raising amount of A.F.D.C. cash grants to reasonable level. by \*Jones R.

The Speaker referred House Joint Resolution No. 729 to the General Welfare Committee.

**\*House Joint Resolution No. 0730 -- General Assembly, Statement of Intent or Position --** Expresses position regarding revised funding formula developed by Commission on Aging. by \*Jones R.

The Speaker referred House Joint Resolution No. 730 to the General Welfare Committee.

**\*House Joint Resolution No. 0731 -- Memorials, Government Officials --** Commends Memphis Job Skills Council; calls for better coordination of job training resources as inducement for industrial recruitment and expansion. by \*Jones R.

The Speaker referred House Joint Resolution No. 731 to the Labor and Consumer Affairs Committee.

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**\*House Joint Resolution No. 0732 -- Health -- Requests governor to create task force on disadvantaged black males. by \*King.**

The Speaker referred House Joint Resolution No. 732 to the General Welfare Committee.

**\*House Joint Resolution No. 0733 -- General Assembly, Statement of Intent or Position -- Expresses position that Desegregation Monitoring Committee and Court revise plans, goals and objects to relieve TSU of unnecessary quotas. by \*King.**

The Speaker referred House Joint Resolution No. 733 to the Education Committee.

**\*House Joint Resolution No. 0734 -- General Assembly, Statement of Intent or Position -- Expresses support of certain incentives for downtown redevelopment and business recruitment and retention. by \*Love.**

The Speaker referred House Joint Resolution No. 734 to the Finance, Ways and Means.

**\*House Joint Resolution No. 0735 -- General Assembly, Statement of Intent or Position -- Supports consolidation of Metro General Hospital with Meharry Hubbard Hospital. by \*Love.**

The Speaker referred House Joint Resolution No. 735 to the General Welfare Committee.

**\*House Joint Resolution No. 0736 -- Memorials, Government Officials -- Directs creation of task force to establish early childhood education programs for at-risk children. by \*Turner L.**

The Speaker referred House Joint Resolution No. 736 to the Education Committee.

**\*House Joint Resolution No. 0737 -- Naming and Designating -- Proclaims April 1990, as Africa in April Month; commends Africa in April Cultural Awareness Committee, Inc. by \*Jones U.**

The Speaker referred House Joint Resolution No. 737 to the State and Local Government Committee.

**\*House Joint Resolution No. 0738 -- Memorials, Government Officials -- Directs encouragement and support of efforts to recruit and expand music, film and entertainment investments. by \*Jones U.**

The Speaker referred House Joint Resolution No. 738 to the State and Local Government.

**\*House Joint Resolution No. 0739 -- Memorials, Government Officials -- Directs state agencies to purchase certain newspaper space in black owned newspapers of general circulation. by \*Dixon.**

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The Speaker referred House Joint Resolution No. 739 to the State and Local Government Committee.

\*House Joint Resolution No. 0740 -- General Assembly, Statement of Intent or Position -- Expresses that more African Americans are needed in policy formulation levels of health care industry. by \*Dixon.

The Speaker referred House Joint Resolution No. 740 to the General Welfare Committee.

\*House Joint Resolution No. 0741 -- Teachers -- Expresses the position of the General Assembly with regard to the shortage of public school teachers. by \*Dixon.

The Speaker referred House Joint Resolution No. 741 to the Education Committee.

\*House Joint Resolution No. 0743 -- Memorials, Recognition -- Commends Women's Demonstration Project of Nashville; directs state agencies to provide assistance and encouragement. by \*Pruitt, \*Love, \*Dixon.

The Speaker referred House Joint Resolution No. 743 to the State and Local Government Committee.

\*House Joint Resolution No. 0744 -- Memorials, Government Officials -- Directs utilization of more black owned firms when contracting for advertising, publishing and marketing services. by \*Pruitt, \*Love, \*Dixon.

The Speaker referred House Joint Resolution No. 744 to the State and Local Government.

\*House Joint Resolution No. 0757 -- Memorials, Government Officials -- Encourages Tennessee Law Enforcement Training Academy to provide instruction in proper procedures for searching and detaining arrested persons. by \*Crain, \*Buck, \*Holt, \*Hobbs, \*Davis Ray.

The Speaker referred House Joint Resolution No. 757 to the Judiciary Committee.

House Joint Resolution No. 0758 -- Memorials, Sports -- Honors Coach Don Meyer and the David Lipscomb University basketball team on reaching semifinals of NAIA. by \*Halteman.

The Speaker referred House Joint Resolution No. 758 to the Calendar and Rules Committee.

House Joint Resolution No. 0760 -- Memorials, Sports -- Honors Bartlett High School varsity cheerleaders, first place winners in all girl varsity division national competition. by \*Byrd.

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The Speaker referred House Joint Resolution No. 760 to the Calendar and Rules Committee.

House Joint Resolution No. 0761 -- Memorials, Sports -- Honors Raleigh-Egypt High School cheerleaders, 1990 national champions. by \*Byrd.

The Speaker referred House Joint Resolution No. 761 to the Calendar and Rules Committee.

House Joint Resolution No. 0762 -- Memorials, Sports -- Honors Germantown Junior Varsity cheerleaders, national champions of junior varsity division. by \*Nuber, \*Byrd.

The Speaker referred House Joint Resolution No. 762 to the Calendar and Rules Committee.

House Joint Resolution No. 0763 -- Memorials, Sports -- Congratulates Germantown High School freshman cheerleaders on being named national champions. by \*Nuber, \*Byrd.

The Speaker referred House Joint Resolution No. 763 to the Calendar and Rules Committee.

House Joint Resolution No. 0764 -- Memorials, Recognition -- Commends Giles Countians United and citizens of Pulaski in efforts to prevent racial discrimination. by \*DePriest, \*Dixon.

The Speaker referred House Joint Resolution No. 764 to the Calendar and Rules Committee.

#### **SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)**

Senate Joint Resolution No. 0554 -- Memorials, Retirement -- Honors Martha Rimlinger O'Rear on retirement from state service.

The Speaker referred Senate Joint Resolution No. 554 to the Calendar and Rules Committee.

#### **RESOLUTIONS LYING OVER**

\*Senate Joint Resolution No. 0270 -- Highway Signs -- Directs designation of Cumberland Gap National Historic Park.

The Speaker referred Senate Joint Resolution No. 270 to the Transportation Committee.

\*Senate Joint Resolution No. 0414 -- Highway Signs -- Provides for signs indicating Norris Dam State Park and Lenoir Museum.

The Speaker referred Senate Joint Resolution No. 414 to the Transportation Committee.

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**\*Senate Joint Resolution No. 0421 -- General Assembly, Studies -- Continues HJR 240, to study the licensing of contractors and subcontractors.**

The Speaker referred Senate Joint Resolution No. 421 to the Commerce Committee.

### **INTRODUCTION OF BILLS**

On motion, the following bills were introduced and passed first consideration.

**House Bill No. 2649 -- Manchester -- Revises charter relative to dates officials take office, publishing and purchasing. Amends Chapter 273, Private Acts of 1959, as amended. by \*Curlee.**

Passed first consideration.

**House Bill No. 2650 -- Murfreesboro -- Revises charter. Amends Chapter 429, Private Acts of 1931, as amended. by \*Bragg, \*Hobbs.**

Passed first consideration.

**\*House Bill No. 2651 -- Election Laws -- Requires only computer printout at polling place in lieu of both printout and duplicate registration records if requested by resolution of county legislative body of McMinn County. Amends TCA 2-5-216. by \*Webb.**

Passed first consideration.

**\*House Bill No. 2652 -- Judges and Chancellors -- Exempts Maury County from certain requirements in filling general sessions judge vacancies. Amends TCA 16-15-5005. by \*Napier, \*Buck.**

Passed first consideration.

**\*House Bill No. 2653 -- Election Laws -- Requires only computer printout at polling place in lieu of both printout and duplicate registration records if requested by county legislative body by resolution of Tipton, Dyer, Fayette or Crockett counties. Amends TCA 2-5-216. by \*Holt, \*Naifeh.**

Passed first consideration.

**\*House Bill No. 2654 -- Surveyors -- Requires certificates of registration as a land surveyor to be issued to certain persons. Amends TCA, Title 62, Ch. 18. by \*Duer.**

Passed first consideration.

**House Bill No. 2655 -- Lafayette -- Updates salary and vacancy provisions. Amends Chapter 325, Private Acts of 1945, as amended. by \*Wix, \*Winningham.**

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Passed first consideration.

**BILLS WITHDRAWN**

On motion of Rep. Napier, House Bill No. 2652 was withdrawn from the House.

**SENATE BILLS ON FIRST CONSIDERATION**

On motion, the Senate Bills listed below, transmitted to the House were held on the Clerk's desk as noted.

**\*Senate Bill No. 0650 -- Pensions and Retirement Benefits --** Revises retirement law for certain local government service. Amends TCA, Title 8.

Held on the Clerk's desk pending third consideration of companion House Bill No. 671.

**\*Senate Bill No. 1589 -- Accountants --** Revises Tennessee Accountancy Act of 1980. Amends TCA, Title 62, Ch. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1728.

**Senate Bill No. 1797 -- Telecommunications --** Prohibits automatic dialing alarm usage of 911 number. Amends TCA, Title 7, Ch. 86.

Held on the Clerk's desk pending third consideration of companion \*House Bill No. 1640.

**\*Senate Bill No. 1898 -- Water Pollution --** Decreases civil penalty for violations of water quality law. Amends TCA, Titles 68, 69.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2062.

**\*Senate Bill No. 1940 -- Game and Fish Laws --** Establishes severance fee on purchase of fresh water mussels.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2288.

**\*Senate Bill No. 1957 -- Election Laws --** Requires proof of college enrollment statement to be sworn. Amends TCA, Title 2.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2475.

**\*Senate Bill No. 2063 -- Criminal Offenses --** Makes it a felony to destroy or interfere with utility lines, fixtures or



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appliances. Amends TCA, Title 39, Ch. 14, Pt. 4.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2134.

**Senate Bill No. 2058 -- Insurance, Motor Vehicles --** Increases number of years premium reduction is permitted for completing accident prevention course. Amends TCA 56-7-1107.

Held on the Clerk's desk pending third consideration of companion \*House Bill No. 1726.

**\*Senate Bill No. 2226 -- Loan Companies --** Redefines "endorsement company" in Industrial Loan and Thrift Companies Act. Amends TCA 45-5-102.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2291.

**\*Senate Bill No. 2255 -- Planning, Public --** Removes requirements for prerequisites to granting certain building permits. Amends TCA 13-4-388.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2093.

**\*Senate Bill No. 2260 -- Financial Disclosure --** Broadens scope of information required under conflict of interest disclosure law. Amends TCA, Title 2, Ch. 10; Title 3, Ch. 6; Title 8, Ch. 50, Pt. 5.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2059.

**\*Senate Bill No. 2265 -- Industrial Development --** Permits industrial development corporation to acquire apartment buildings in urban areas. Amends TCA 7-53-302.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1939.

**\*Senate Bill No. 2271 -- Animals --** Grants local government officials authority similar to humane societies. Amends TCA, Title 39, Ch. 14, Pt. 2.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2274.

**\*Senate Bill No. 2331 -- Taxes, Sales --** Limits exemption for sales and use tax exemption on motor vehicles purchased by nonresident military personnel under certain circumstances. Amends TCA 67-6-303.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2158.

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**Senate Bill No. 2344 -- Pensions and Retirement Benefits --** Authorizes prior service credit in TCRS for certain persons. Amends TCA, Title 8, Ch. 35, Pt. 2.

Held on the Clerk's desk pending third consideration of companion \*House Bill No. 2143.

**\*Senate Bill No. 2423 -- Education --** Revises provisions relative to education. Amends TCA, Title 49.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2574.

#### **HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred to committee or held on the Clerk's desk as noted.

**House Bill No. 2641 -- Somerville --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 2642 -- Tipton County --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 2643 -- Tipton County --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 2644 -- Monterey --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 2645 -- Hawkins County --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 2646 -- Clarksville --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 2647 -- Carter County --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

**House Bill No. 2648 -- Carter County --** Passed second consideration and held on Clerk's desk pending approval by local delegation.

#### **REPORT OF DELAYED BILLS COMMITTEE March 22, 1990**

Pursuant to Rule No. 78, as suspended, having received the

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approval of the local delegation, we the undersigned members of the Delayed Bills Committee have approved the following general bill of local application to be heard by the appropriate standing committee: House Bill No. 2639.

Ed Murray, Speaker  
Jimmy Naifeh  
John Chiles, Jr.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES**  
**March 22, 1990**

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 2644, 2645, 2648 and 2647.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**  
**CONSENT CALENDAR**  
**March 22, 1990**

MR. SPEAKER: The officers of your Calendar and Rules Committee beg leave to report that we have set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, March 26, 1990: House Joint Resolution(s) No(s). 758, 760, 761, 762, 763, and 764; House Bill (s) No(s). 2644, 2645, 2648 and 2647; also, Senate Joint Resolution(s) No(s). 554.

PHILLIPS, Chairman.

**MESSAGE FROM THE SENATE**  
**March 22, 1990**

MR. SPEAKER: I am directed to request the return of Senate Bill No. 2041, for further consideration.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENROLLED BILLS**  
**March 22, 1990**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 877, 1899, 2043, 2045, 2217, 2247, 2294, 2346 and 2604; also, House Joint Resolution(s) No(s). 716; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

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MESSAGE FROM THE SENATE

March 22, 1990

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 668; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

MESSAGE FROM THE SENATE

March 22, 1990

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2345; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

SIGNED

March 22, 1990

The Speaker announced that he had signed the following: House Bill(s) No(s). 877, 1899, 2043, 2045, 2217, 2247, 2294, 2346 and 2604; House Joint Resolution(s) No(s). 716; also, House Resolution(s) No(s). 124, 125, 126, 127, 128 and 129.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

ENGROSSED BILLS

March 22, 1990

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1648, 2178 and 2357; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

ENROLLED BILLS

March 22, 1990

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 668; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

THURSDAY, MARCH 22, 1990 -- EIGHTY-FIRST LEGISLATIVE DAY

**SIGNED**

March 22, 1990

The Speaker announced that he had signed the following: House Joint Resolution(s) No(s). 668.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**ENGROSSED BILLS**

March 22, 1990

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 2565; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

March 22, 1990

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 523, 560, 691, 694, 697, 700, 701, 702, 703, 704, 705, 706, 707, 709, 710, 711, 712, 713 and 714; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

March 22, 1990

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1766, 2006, 2434 and 2551; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

March 22, 1990

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1658; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

\*Senate Bill No. 1658 -- Telecommunications -- Regulates and restricts use of computerized telephone dialing and announcing

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equipment. Amends TCA, Title 39, Ch. 17.

**MESSAGE FROM THE SENATE**

**March 22, 1990**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 550 and 553; adopted for concurrence.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**Senate Joint Resolution No. 0550 -- Memorials, Condolence -- Honors memory of Wray Williams.**

**Senate Joint Resolution No. 0553 -- Memorials, Professional Achievement -- Honors and commends Reverend William A. Suggs.**

**MESSAGE FROM THE SENATE**

**March 22, 1990**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Bill(s) No(s). 1609, 2457, 2475 and 2542; passed by the Senate.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**\*Senate Bill No. 1609 -- Administrative Procedure -- Extends certain agency rules scheduled to expire pursuant to the provisions of Uniform Administrative Procedures Act. Amends TCA, Title 4, Ch. 5.**

**Senate Bill No. 2457 -- Alcoholic Beverages -- Expands definition of "historic performing arts center" for purposes of consumption of alcoholic beverages. Amends TCA 57-4-102.**

**Senate Bill No. 2475 -- Capitol -- Prohibits imposition of court costs for Capitol Hill parking and traffic violations. Amends TCA, Title 4, Ch. 8, Pt. 2.**

**Senate Bill No. 2542 -- Environmental Preservation -- Requires labeling of certain plastic products.**

**MESSAGE FROM THE SENATE**

**March 22, 1990**

**MR. SPEAKER:** I am directed to return to the House, House Bill(s) No(s). 598, 2594, 2596, 2597, 2617, 2618, 2619 and 2630; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

THURSDAY, MARCH 22, 1990 -- EIGHTY-FIRST LEGISLATIVE DAY

**ENGROSSED BILLS**

**March 22, 1990**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1901, 1975, 2584, 2615, 2629, 2633 and 2640; also, House Joint Resolution(s) No(s). 642, 722, 723, 725, 745, 746, 747, 750, 751, 752, 753, 754, 755 and 756; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**March 22, 1990**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1617, 1620, 1623, 1624, 1625, 1654, 1663, 1667, 1670, 1672, 1675, 1678, 1689, 1690, 1691, 2218, 2225, 2309, 2429, 2566 and 2624; also, House Joint Resolution(s) No(s). 541, 549, 687, 688 and 696; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**March 22, 1990**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 490, 491, 524, 527, 528, 529, 530, 531, 533, 535, 536, 537, 538, 539, 540 and 543; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**March 22, 1990**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 877, 1899, 2043, 2045, 2217, 2247, 2294, 2346 and 2604; also, House Joint Resolution(s) No(s). 668 and 716; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**March 22, 1990**

MR. SPEAKER: I am directed to transmit to the House, Senate

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Bill(s) No(s). 677, 1669, 1814, 1892, 2192, 2303, 2307 and 2326; also, Senate Joint Resolution(s) No(s). 513, 548 and 551; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**  
**March 22, 1990**

MR. SPEAKER: I am directed to return House Bill No. 1291, as requested, for further consideration.

CLYDE W. McCULLOUGH, Jr.,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**  
**March 22, 1990**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 877, 1617, 1620, 1623, 1624, 1625, 1654, 1663, 1667, 1670, 1672, 1675, 1678, 1689, 1690, 1691, 1899, 2043, 2045, 2217, 2218, 2225, 2247, 2294, 2309, 2346, 2429, 2568, 2804, and 2824; and House Joint Resolution(s) No(s). 541, 549, 668, 687, 688, 696 and 716; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**ENROLLED BILLS**  
**March 22, 1990**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 598, 628, 1744, 1766, 2006, 2434, 2551, 2557, 2594, 2596, 2597, 2617, 2618, 2619 and 2630; House Resolution(s) No(s). 130; also, House Joint Resolution(s) No(s). 523, 560, 691, 694, 697, 700, 701, 702, 703, 704, 705, 706, 707, 709, 710, 711, 712, 713 and 714; and find same correctly enrolled and ready for the signature(s) of the Speaker(s).

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED**  
**March 23, 1990**

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 677, 1669, 1814, 1892, 2192, 2303, 2307 and 2326; also, Senate Joint Resolution(s) No(s). 490, 491, 513, 524, 527,



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528, 529, 530, 531, 533, 535, 536, 537, 538, 539, 540, 543, 548 and 551.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 98

Representatives present were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

On motion of Rep. Naifeh, the House adjourned until 5:00 p.m., Monday, March 26, 1990.